



# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
<http://dpw.lacounty.gov>

**GAIL FARBER, Director**

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

April 05, 2011

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

# ADOPTED

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

25 April 5, 2011

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

**RESOLUTION OF INTENTION AND  
INTRODUCTION OF AN ORDINANCE TO GRANT A 30-YEAR  
PROPRIETARY ELECTRICAL TRANSMISSION FRANCHISE TO  
AV SOLAR RANCH 1, LLC  
IN THE COUNTY HIGHWAY KNOWN AS 170TH STREET WEST  
IN THE UNINCORPORATED FAIRMONT AREA OF  
THE COUNTY OF LOS ANGELES  
(SUPERVISORIAL DISTRICT 5)  
(3 VOTES)**

### **SUBJECT**

This action is to grant an electrical transmission franchise to AV Solar Ranch 1, LLC, in the County highway known as 170th Street West in the unincorporated Fairmont area of the County of Los Angeles.

### **IT IS RECOMMENDED THAT YOUR BOARD:**

1. Approve a Resolution of Intention to grant AV Solar Ranch 1, LLC, a Delaware Limited Liability Company, a proprietary electrical transmission franchise.
2. Introduce, waive reading, and place on your Board's agenda an ordinance to grant AV Solar Ranch 1, LLC, a 30-year proprietary electrical transmission franchise, setting the matter for Public Hearing on April 26, 2011, and instruct the Executive Officer of your Board to publish a notice of the Public Hearing pursuant to California Public Utilities Code Section 6232.

AFTER THE PUBLIC HEARING, IT IS RECOMMENDED THAT YOUR BOARD:

Adopt an ordinance to grant AV Solar Ranch 1, LLC, a proprietary electrical transmission franchise in the County highway known as 170th Street West in the unincorporated Fairmont area of the County of Los Angeles.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to approve a Resolution of Intention, introduce an ordinance, schedule a Public Hearing, and publish a notice of public hearing as needed to adopt an ordinance to grant AV Solar Ranch 1, LLC (AVSR1), a 30-year proprietary electrical transmission franchise in the County highway known as 170th Street West in the unincorporated Fairmont area of the County of Los Angeles (County).

On December 7, 2010, Item 15, your Board approved Conditional Use Permit Number 2009-00026-(5) for the AVSR1 project. Included as a provision in this Conditional Use Permit is a requirement that electrical transmission lines, with the exception of specified right-of-way crossings, be located underground within the County highway.

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The revenue from this transaction will help promote fiscal responsibility for the operation and maintenance of County highways. This project also allows for the continuation of utility services through renewable sources, thereby improving the quality of life for the residents of the County.

### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund. Any revenue associated with this franchise will be deposited into the County Road Fund.

AVSR1 has paid the County a one-time granting fee of \$5,000 to process this franchise ordinance. Additionally, pursuant to the terms of this ordinance, AVSR1 will pay an annual fee of \$24,147, which will be adjusted annually by the Consumer Price Index.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The AVSR1 photovoltaic solar project includes construction of a 230 kilovolt transmission line for interconnecting the electrical output of the project to the regional transmission system at the Southern California Edison Company planned Whirlwind Substation in Kern County. A portion of the transmission line is planned to be located within 8,049 feet of the County highway known as 170th Street West, from Avenue A to north of Avenue D in the unincorporated Fairmont area of the County. The transmission lines will be underground in the franchise area, with the exception of two 118-foot tall riser poles located at each end of the franchise area. The risers will transition the lines between their above and below ground locations.

Division 3, Title 16 of the County Code authorizes your Board to grant a franchise associated with

electrical transmission lines. County Counsel has reviewed the accompanying Resolution of Intention and Franchise Ordinance and approved them as to form.

Pursuant to Section 6232 of the California Public Utilities Code, the Executive Officer of your Board shall arrange for publishing of a notice of the Public Hearing in a newspaper of general circulation in the County at least once within 15 days after your Board's adoption of the Resolution of Intention.

### **ENVIRONMENTAL DOCUMENTATION**

On November 23, 2010, Item 11, your Board certified the Final Environmental Impact Report, Mitigation Monitoring Report Program, Environmental Findings of Facts, and Statement of Overriding Considerations. The recommended action is within the scope of the project in the previously certified Environmental Impact Report for the AVSR1 230 megawatt photovoltaic electricity power generation facility.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

There will be no impact or adverse effect to any current services or future County projects.

### **CONCLUSION**

Please return one adopted copy of this letter, Resolution of Intention, and Franchise Ordinance to the Department of Public Works, Survey/Mapping & Property Management Division. Retain the duplicate for your files.

Respectfully submitted,



GAIL FARBER  
Director

GF:SGS:hp

Enclosures

c: Auditor-Controller (Accounting Division - Asset  
Management)  
Chief Executive Office (Chris Montana, Rita  
Robinson)  
County Counsel  
Executive Office

**RESOLUTION OF INTENTION TO GRANT A 30-YEAR PROPRIETARY  
ELECTRICAL TRANSMISSION FRANCHISE TO AV SOLAR RANCH 1, LLC**

BE IT RESOLVED by the Board of Supervisors of the County of Los Angeles, State of California:

- A. AV Solar Ranch 1, LLC, a Delaware Limited Liability Company (Franchisee), has applied to the Board of Supervisors of the County of Los Angeles, State of California, for a franchise for a period of thirty (30) years, beginning on May 25, 2011, the operative date of the franchise, to erect, construct, reconstruct, operate, maintain, renew, repair, change the size of, remove any electric transmission system consisting of poles, towers, crossarms, conduits, manholes, vaults, cables, wires, transformers, switches, and other equipment, appliances, and appurtenances including communication circuits for the purpose of conducting and transmitting electricity and electrical energy for light, heat, and power purposes and for any and all other purposes for which electricity can be used when necessary or appropriate solely for the Franchisee operations on, along, upon, in, under, or across any and all highways as defined in Section 16.036.080 of the Los Angeles County Code now or hereafter dedicated to public use within the franchise area described in the proposed Ordinance to grant the franchise, attached hereto as Exhibit A and depicted on the map as Exhibit B attached thereto.
- B. It is the intention of the Board of Supervisors of the County of Los Angeles, State of California, to grant the franchise applied for upon the terms and conditions herein mentioned. The Franchisee and its successors and assigns will, during the life of its franchise, pay annually to the County of Los Angeles, State of California, the amount specified in the proposed Ordinance to grant the franchise from the date of the granting of the franchise and in the event such payment is not made the franchise will be forfeited.
- C. The franchise described in the Ordinance attached hereto as Exhibit A is a franchise for electric transmission purposes.
- D. That on the 26th day of April 2011, at the hour of 9:30 a.m. of said day, a day not less than twenty (20) or more than sixty (60) days after the date of the passage of this Resolution of Intention, in the hearing room of the Board of Supervisors, Room 381, Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, CA 90012, all persons having any objection to the granting of the franchise hereinabove described may appear before the Board of Supervisors and be heard thereon.

- E. The Executive Officer, Board of Supervisors, shall cause notice of said hearing to be published at least once within fifteen (15) days after adoption of this Resolution of Intention in a newspaper of general circulation published in the County of Los Angeles, State of California.

The foregoing resolution was on the 5<sup>th</sup> day of April, 2011, adopted by the Board of Supervisors of the County of Los Angeles, State of California, and ex-officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

APPROVED AS TO FORM BY:

ANDREA SHERIDAN ORDIN  
County Counsel

By: Carole B. Suzuki  
Deputy

SACHI A. HAMAI, Executive Officer  
of the Board of Supervisors of the  
County of Los Angeles

By: [Signature]  
Deputy

DR:hp  
P6:\AVSOLARRANCH RESOLUTION

